HIGH COURT OF UTTARANCHAL AT NAINITAL

Bail Application No.1187 of 2006

CRIMINAL SIDE

Govind Singh S/o Raje Singh
R/o village Aachharon Talla,
Patwari circle Baret, Tehsil Salt,
District Almora .....Accused/Applicant

Versus

State of Uttaranchal

.....Opposite Party

Case crime No.1 of 2006
Under Sections 498A, 304-B.I.P.C.
Patwari Circle Barhet, Tehsil Salt, District Almora

Dated: 22.12.2006

By the Court

Hon'ble Rajesh Tandon, J.

Heard R.S. Sammal, Advocate for the applicant and the A.G.A. for the prosecution.

Accused applicant has applied for bail in Case Crime No.1 of 2006 under section 498A, 304-B.I.P.C., Patwari Circle Barhet, Tehsil Salt, District Almora.

F.I.R. has been lodged against three accused applicant by the father of the prosecutrix on 24.8.2006, in which suspicion was expressed that her in-laws committed her murder as they were harassing Smt. Malti Devi for want of dowry.

Counsel for the applicant has submitted that there is no evidence regarding harassment of the deceased by her in-laws. The post mortem report shows that there is no ante mortem injury on the body of the deceased. The cause of death has been shown as asphyxia. No specific demand of dowry or date or time has been mentioned in the F.I.R. by the complainant.

Thus in view of the entire facts and circumstances of the case, it is fit case for bail.

Let the accused applicant be released on bail on his furnishing a personal bond and two sureties, each of the like amount to the satisfaction of the Magistrate concerned.

Rajesh Tandon, J.

Dated 22.12.2006
*** Dhyani**